HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 947 (MS) of 2004

Kamal Singh
S/o Late Maharaja
Bahadur Ram Ranbijoy
Prasad Singh and others.
.....Petitioners.

VS

Smt. Indumati R.V. Singh
W/oLate Group Caption Ran Vijay
Singh Smt. Urvashi Kumari W/o
Shr. B.P. Singh
D/o Late Group Captain Ran Vijay Singh.
...Respondents.

Counsel for the petitioner Sh. Sharad Sharma
Standing Counsel for the respondents.

Dated:- 1-10-2004

Hon'ble Rajesh Tandon J.

Heard Sh. Sharad Sharma learned counsel for the petitioners and Standing Counsel for the respondents.

By the present writ petition the petitioner has prayed for writ of mandamus commanding the respondent No.4 i.e Civil Judge (S.D) Dehradun to decide the suit No. 328 of 2004 pending before him.

Briefly stated the suit was filed by the respondents praying for the partition and permanent injunction. Since the suit itself was filed in 2004. Further the petitioner has submitted that he is aged about 71 years and therefore the matter may be decided expediously. Looking to the entire evidence the circumstances of the case I direct respondent No.4

to decide the suit within a period of 8 months from the filing of the certified copy of the order.

Subject to the aforesaid observation, the writ petition is disposed of.

(*RAJESH TANDON, J.*)

Dated:- 1-10-2004

M.K.